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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BELLAGIO, LLC,

Plaintiff,

vs.

JACK L. STAPLETON a/k/a JACKIE L. STAPLETON,

Defendant.

Case No: 2:07-cv-00620-PMP-GWF

AFFIDAVIT OF RENEWAL OF JUDGMENT

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

I, Craig S. Newman, Esq., being first duly sworn and under oath, depose and say:

1. I am a director with the law firm of Fennemore Craig Jones Vargas, duly licensed to practice before all courts located in the State of Nevada, and I am the attorney of record for BELLAGIO, LLC (the "Plaintiff" or "Bellagio") in the above-captioned matter.

2. I have personal knowledge of the facts set forth herein, except as otherwise stated.

3. I make this Affidavit to renew the Judgment (#24), which was entered by this Court on November 5, 2007, in favor of Bellagio and against Defendant JACK L. STAPLETON a/k/a JACKIE L. STAPLETON (the "Defendant"). *See* Judgment, attached hereto as **Exhibit 1**.

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4. Judgment was entered in favor of Bellagio in the principal amount of Four Hundred Fifty-Seven Thousand and 00/100 Dollars ($457,000.00), along with prejudgment interest in the total amount of One Hundred Eighty-Nine Thousand Five Hundred Thirty-Six and 06/100 Dollars ($189,536.06), costs in the amount of Three Hundred Thirty-Three and 36/100 Dollars ($333.36), and reasonable attorneys' fees in the total amount of One Hundred Forty-Three Thousand Two Hundred Eighteen and 98/100 Dollars ($143,218.98) with the total aggregate Judgment bearing post judgment interest at the rate of Eighteen Percent (18%) per annum from November 5, 2007 until fully satisfied. *Id.*

5. As of October 23, 2013, Bellagio has not received any payments to credit towards the Judgment amount owed to Bellagio by the Defendant.

6. As of October 23, 2013, Bellagio's total aggregate Judgment amount of Seven Hundred Ninety Thousand Eighty-Eight and 40/100 Dollars ($790,088.40) has accrued post judgment interest in the amount of Eight Hundred Forty-Nine Thousand Nine and 51/100 Dollars ($849,009.51).

7. Therefore, as of October 23, 2013, the exact amount due on Bellagio's Judgment against Defendant is **One Million Six Hundred Thirty-Nine Thousand Ninety-Seven and 91/100 Dollars ($1,639,097.91)** with post judgment interest continuing to accrue, each day after October 23, 2013, at the per diem rate of **Three Hundred Eighty-Nine and 63/100 Dollars ($389.63)** until the total Judgment amount is fully satisfied.

8. The Judgment was not recorded within Clark County, Nevada.

9. The filing of this Affidavit renews the Judgment, which was set to expire on November 5, 2013.

10. I am informed and believe that the Clerk's office does not maintain a separate judgment docket on which the judgment could be identified by page number.

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11. There is no outstanding writ of execution for enforcement of the judgment.

12. There are no set-offs or counterclaims in favor of the judgment debtor.

DATED this 31st day of October, 2013.

CRAIG S. NEWMAN, ESQ.

SUBSCRIBED and SWORN to before me on this 31st day of October, 2013.

Notary Public in and for Said County and State

NOTARY PUBLIC
DANIEL MAUL
STATE OF NEVADA - COUNTY OF CLARK
MY APPOINTMENT EXP. NOV. 23, 2016
No: 05-94501-1

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"EXHIBIT 1"

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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

BELLAGIO, LLC,

Plaintiff,

vs.

JACK L. STAPLETON a/k/a JACKIE L. STAPLETON,

Defendant.

Case No. 2:07-cv-00620-PMP-GWF

JUDGMENT

This Court, having considered Plaintiff's, BELLAGIO, LLC ("Plaintiff"), Motion for Summary Judgment (#17); the Defendant, JACK STAPLETON ("Defendant") having failed to file a response in opposition thereto; the Court having reviewed and considered all pleadings on file in this matter; the Court having issued its Order (#22) granting Plaintiff's Motion for Summary Judgment; and good cause otherwise appearing therefore,

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IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. That Judgment be entered in favor of Plaintiff and against Defendant in the principal amount of FOUR HUNDRED FIFTY-SEVEN THOUSAND AND 00/100 DOLLARS ($457,000.00) for Defendant's unpaid negotiable instruments;

2. That said Judgment in favor of Plaintiff and against Defendant further include prejudgment interest on the above-stated principal amount from the date Defendant delivered the negotiable instruments to Plaintiff, or July 17, 2005, through November 1, 2007 (837 days) at the contracted rate of Eighteen Percent (18%) per annum, equaling ONE HUNDRED EIGHTY-EIGHT THOUSAND SIX HUNDRED THIRTY-FOUR AND 58/100 DOLLARS ($188,634.58) ($188,634.58 = $457,000.00 x 18% / 365 x 837);

3. That said Judgment in favor of Plaintiff and against Defendant further include additional prejudgment interest from each day after November 1, 2007 until this Judgment is entered at the rate of TWO HUNDRED TWENTY-FIVE AND 37/100 DOLLARS ($225.37) per day;

4. That the Judgment in favor of Plaintiff and against Defendant shall also include Plaintiff's reasonably expended costs in the amount of THREE HUNDRED THIRTY-THREE AND 36/100 DOLLARS ($333.36);

5. That the Judgment in favor of Plaintiff and against Defendant shall further include an award of Plaintiff's reasonably expended attorney's fees in this matter in the amount of THREE THOUSAND NINE HUNDRED SEVEN AND 00/100 DOLLARS ($3,907.00);

6. That the Judgment against Defendant in favor of Plaintiff and against Defendant shall further include an award of Plaintiff's attorneys' fees anticipated in collection of the Judgment in the amount of ONE HUNDRED THIRTY-NINE THOUSAND THREE HUNDRED ELEVEN AND 98/100 DOLLARS ($139,311.98);

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7. That the aggregate Judgment stated in numbered paragraphs 1 through 6 above shall bear post-judgment interest at the contracted rate of Eighteen Percent (18%) per annum from the below-stated date of this Judgment until fully satisfied, for all of which let execution and garnishment issue forthwith.

DATED: November 5, 2007.

Philip M. Pro
PHILIP M. PRO
United States District Judge

Respectfully submitted by:

NEWMAN MORRIS & DACHELET, LTD.

By: /s/ David W. Dachelet, Esq.
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DAVID W. DACHELET, ESQ.
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